

FIRST REGULAR SESSION

HOUSE BILL NO. 45

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HINSON.

0292H.02I

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 64.170 and 64.205, RSMo, and to enact in lieu thereof one new section relating to building codes.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 64.170 and 64.205, RSMo, are repealed and one new section enacted
2 in lieu thereof, to be known as section 64.170, to read as follows:

64.170. 1. For the purpose of promoting the public safety, health and general welfare,
2 to protect life and property and to prevent the construction of fire hazardous buildings, the county
3 commission in all counties [of the first and second classification], as provided by law, is for this
4 purpose empowered, subject to the provisions of subsections 2 and 3 of this section, to adopt by
5 order or ordinance regulations to control the construction, reconstruction, alteration or repair of
6 any building or structure and any electrical wiring or electrical installation, plumbing or drain
7 laying therein, and provide for the issuance of building permits and adopt regulations licensing
8 persons, firms or corporations other than federal, state or local governments, public utilities and
9 their contractors engaged in the business of electrical wiring or installations and provide for the
10 inspection thereof and establish a schedule of permit, license and inspection fees and appoint a
11 building commission to prepare the regulations, as herein provided.

12 2. Any county which has not adopted a building code prior to August 28, 2001, pursuant
13 to sections 64.170 to 64.200, shall not have the authority to adopt a building code pursuant to
14 such sections unless the authority is approved by voters, subject to the provisions of subsection
15 3 of this section.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 The ballot of submission for authority pursuant to this subsection shall be in substantially the
17 following form:

18

19 Shall (insert name of county) have authority to create, adopt
20 and impose a county building code?

21

22 ☐ YES ☐ NO

23

24 3. The proposal of the authority to adopt a building code shall be voted on only by voters
25 in the area affected by the proposed code, such that a code affecting a county shall not be voted
26 upon by citizens of any incorporated territory.

27 **4. No structure used solely for agricultural purposes in which the use is exclusively**
28 **in connection with the production, harvesting, storage, drying, or raising or agricultural**
29 **commodities, including the raising of livestock, shall be subject to any code adopted under**
30 **this section.**

2 [64.205. Sections 64.170 to 64.200 shall apply to all counties of the first and
second class.]

✓